IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 4TH JUNE 2007 / 14TH JYAISHTA 1929

Bail Appl..No. 3261 of 2007()

SC.953/2005 of ADDL.SUB COURT, PALAKKAD

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: PETITIONER/ACCUSED A-27

KANNAN, S/O CHENTHY, AGED 38 YEARS,
KUNNAMKULANGARA, PIRAYIRI, PALAKKAD.

BY ADV. SRI.K.ANAND

RESPONDENTS: STATE & COMPLAINANT

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1. STATE OF KERALA REP. BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA.

2. SUB INSPECTOR OF POLICE,
TOWN SOUTH POLICE STATION, PALAKKAD.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 04/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 3261 OF 2007 C

Dated this the 4th day of June, 2007

O R D E R

Petitioner, who is the 27th accused in S.C. No.953/05 on the file of the Assistant Sessions Judge(Addl.), Palakkad for offences punishable under Secs.143, 147, 148, 341, 324, 326 and 308 read with sec.149 I.P.C., seeks anticipatory bail.

2. Consequent on the non-appearance of the petitioner in S.C. No.953/05 on the file of the Assistant Sessions Judge(Addl.), Palakkad, non-bailable warrants of arrest are pending against the petitioner. Anticipatory bail cannot be granted to nullify the process issued by a court of competent jurisdiction. There is no reason why the petitioner should not surrender before the Assistant Sessions Judge (Addl.), Palakkad and seek regular bail. Accordingly, if the petitioner surrenders before the Assistant Sessions Judge(Addl.), Palakkad and files an application for regular bail within two weeks from today, the same shall be considered and disposed of, preferably on the same day on which it is filed, after considering the explanation offered by the petitioner for his previous non-appearance.

With the above observation this application is disposed of .

(V. RAMKUMAR, JUDGE)

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